

Docket No. 212532US0X

IN RE APPLICATION OF: Mike FARWICK, et al.

SERIAL NO: 09/950,071

FILED: September 12, 2001

FOR: NUCLEOTIDE SEQUENCES WHICH CODE FOR THE RODA PROTEIN



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2600
"RESPONSE UNDER 37 CFR 1.116-
EXPEDITED PROCEDURE EXAMINER
GROUP 1653"

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

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SIR:

Transmitted herewith is an Amendment and Request for Reconsideration w/Marked-up Copy in the above-identified application.

- No additional fee is required
- Small entity status of this application under 37 C.F.R. §1.9 and §1.27 is claimed.
- Additional documents filed herewith:

The Fee has been calculated as shown below:

CLAIMS	CLAIMS REMAINING		HIGHEST NUMBER PREVIOUSLY PAID	NO. EXTRA CLAIMS	RATE	CALCULATIONS
TOTAL	36	MINUS	37	0	x \$18 =	\$0.00
INDEPENDENT	4	MINUS	4	0	x \$84 =	\$0.00
		<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS			+ \$280 =	\$0.00
						\$0.00
		<input type="checkbox"/> Reduction by 50% for filing by Small Entity				\$0.00
		<input type="checkbox"/> Recordation of Assignment			+ \$40 =	\$0.00
						TOTAL \$0.00

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- A check in the amount of \$0.00 is attached.
- Please charge any additional Fees for the papers being filed herewith and for which no check is enclosed herewith, or credit any overpayment to deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.
- If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136, and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time may be charged to Deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

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MAIER & NEUSTADT, P.C.

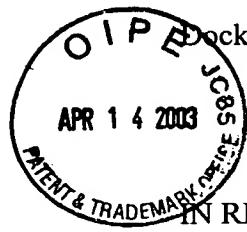
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RESPONSE UNDER 37 CFR 1.116-
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Mike FARWICK et al. : GROUP ART UNIT: 1652

SERIAL NO.: 09/950,071 :

FILED: SEPTEMBER 12, 2001 : EXAMINER: C. FRONDA

FOR: NUCLEOTIDE SEQUENCES WHICH CODE FOR THE RODA PROTEIN

AMENDMENT AND REQUEST FOR RECONSIDERATION

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

SIR:

Responsive to the Official Action dated February 25, 2003, Applicants respectfully request reconsideration of the above-identified application in view of the following amendments and remarks.

IN THE CLAIMS

Since it appears that the Examiner is not aware of which claims are *actually* still pending in the above-identified application, Applicants reproduce hereinbelow all of the *pending* claims for the Examiner's reference.

Please amend the claims as shown in the marked-up copy to read as follows:

--1. An isolated polynucleotide which encodes a protein comprising the amino acid sequence of SEQ ID NO: 2, wherein said protein has the activity of the RodA cell division protein.

3. A vector comprising the isolated polynucleotide of Claim 1.